

discussion of the bill as it now stands. I do have a series of subsequent amendments.

PRESIDENT ROBAK: Thank you, Senator Wickersham. Mr. Clerk.

ASSISTANT CLERK: Madam President, the first amendment I have is AM1347 that was in the Journal on page 1444, but, Senator, I understand you wanted to withdraw that and substitute 1348.

PRESIDENT ROBAK: It is so ordered.

ASSISTANT CLERK: Madam President, I have AM1348 in front of me. (AM1348 appears on page 1847 of the Legislative Journal.)

PRESIDENT ROBAK: The Chair recognizes Senator Wickersham to open on his amendment.

SENATOR WICKERSHAM: Thank you, Madam President. This is...1348 is the same amendment as 1347 except that 1348 has been drafted to conform to the committee amendments and 1347 was drafted to conform to the bill in its green copy. That is the only change. And what AM1348 does is create an exception to a rule that has been in the statutes since about 1919 and it has to do with both a volume and a rate limitation on irrigation waters. The rate limitation is a flow rate where you could not appropriate more than one second...more than one cubic foot per second, I'm sorry, I need to be precise about that, one cubic foot per second per 70 acres. There is also a volume restriction that you could not exceed three acre feet. This amendment creates an exception to those two rules for the transfers that would be allowed in LB 99 as it now stands. There are other exceptions existing currently to what is commonly referred to as the 1 to 70 rule. They all have their own special justification, I'm sure. The reason I am bringing this amendment, and it was originally LB 100, which was also heard by the Natural Resources Committee and was advanced by the committee, it was really intended to be a companion bill to LB 99 because it fits with it. It fits with LB 99 because of the interplay with the incidental ground water recharge statutes. The purpose of the limitation or the purpose of the amendment is not to allow the irrigation district to receive more water than they could under their current appropriation. It is simply for the purpose of allowing them to hold that in their surface appropriation as opposed to holding some of their water right in a surface appropriation and some of it in an incidental ground water